
By: **St. Mary's County Delegation**

Introduced and read first time: March 8, 2004

Assigned to: Rules and Executive Nominations

Re-referred to: Economic Matters, March 15, 2004

Committee Report: Favorable

House action: Adopted

Read second time: March 25, 2004

CHAPTER_____

1 AN ACT concerning

2 **Leonardtown - Alcoholic Beverages - Location of Premises with Class B**
3 **License**

4 FOR the purpose of exempting applications for Class B (on-sale) beer, wine and liquor
5 licenses for premises in Leonardtown from the prohibition against alcoholic
6 beverages license applications being approved by the Board of County
7 Commissioners for premises in St. Mary's County within a certain distance of
8 certain schools or places of worship; making technical corrections; and generally
9 relating to the issuance of alcoholic beverages licenses in St. Mary's County.

10 BY repealing and reenacting, with amendments,
11 Article 2B - Alcoholic Beverages
12 Section 9-219
13 Annotated Code of Maryland
14 (2001 Replacement Volume and 2003 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article 2B - Alcoholic Beverages**

18 9-219.

19 (a) This section applies only in St. Mary's County.

20 (b) (1) [The] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS
21 SUBSECTION, THE Board of License Commissioners may not approve any application

1 for a license to sell alcoholic beverages in any building the nearest wall of which
2 measured in a direct line is within 300 feet of the nearest point of the main buildings
3 of any public or nonpublic kindergarten, elementary or secondary school, church or
4 other place of worship.

5 (2) [This paragraph] PARAGRAPH (1) OF THIS SUBSECTION is not
6 applicable:

7 (I) TO AN APPLICATION FOR A CLASS B (ON-SALE) BEER, WINE AND
8 LIQUOR LICENSE FOR A PREMISES LOCATED IN LEONARDTOWN; OR

9 (II) [in] IN the event any school, church, or other place of worship
10 locates its building within 300 feet of any licensed premises after the licensed
11 premises are there established.

12 (c) The Board of License Commissioners may not issue or transfer an off-sale
13 alcoholic beverages license of any class for the use in a business that is intended to be
14 operated as a drive-through purchase facility where alcoholic beverages are to be sold
15 at retail and dispensed through a window or door to a purchaser in or on a motor
16 vehicle for off-premises consumption.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 June 1, 2004.